8-3-04

press Mail Label No.: EV 392131555 US of Deposit: August 2, 2004

Attorney Docket No.: 24591-501

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Becker et al.

SERIAL NUMBER:

10/626,085

EXAMINER: Not Yet Assigned

FILING DATE:

July 24, 2003

ART UNIT:

1614

For:

SUBSTITUTED AMINOPYRMIDINE COMPOUNDS AS NEUROKININ ANTAGONISTS

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following documents:

- Information Disclosure Statement (2 pages), in duplicate;
- 2. Modified Form 1449/PTO (1 page), in duplicate;
- Copies of Cited Reference C31-C33; and 3.
- Return Postcard. 4.

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 542-6000, Boston, Massachusetts.

The Commissioner is authorized to charge any fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311 Ref. No. 24591-501. A duplicate copy of this transmittal letter is enclosed herewith.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529

Nicholas P. Triano, III, Reg. No. 36,397

Attorneys for Applicants

MINTZ, LEVIN, COHN, FERRIS, GLOVSKY and POPEO, P.C.

Address all written correspondence to

Customer No.: 30623 Tel: (617) 542-6000 Fax: (617) 542-2241

Dated: August 2, 2004

Express Mail Label No.: EV 392131555 US

PD te of Deposit: August 2, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

LICANT: Becker, et al.

SERIAL NUMBER: 10/626,085 EXAMINER: Not Yet Assigned

FILING DATE: July 24, 2003 ART UNIT: 1614

FOR: SUBSTITUTED AMINOPYRMIDINE COMPOUNDS AS NEUROKININ ANTAGONISTS

MAIL STOP Amendment

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action based on the merits in the above-identified case. Accordingly, no fee or certification is believed required.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and signs the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

APPLICANT:

Becker, et al.

U.S.S.N.:

10/626,085

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 24591-501.

Respectfully submitted,

Wor R. Elrifi, Reg. No. 39,529

Nicholas P. Triano, III, Reg. No. 36,397

Attorneys for Applicants

MINTZ, LEVIN, COHN, FERRIS,

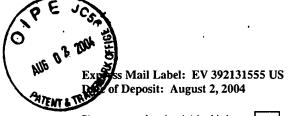
GLOVSKY and POPEO, P.C.

Address all written correspondence to

Customer No.: 30623 Tel: (617) 542-6000 Fax: (617) 542-2241

Dated: August 2, 2004

TRA 1944268v1



Page 1 of 1 Attorney Docket No.: 23254-507

Please type a plus sign (+) in this box

ı		
ı	1	
ı	+ 1	
ı	T 1	

Modified I	Form 14	49/PTO			Application Number	10/626,085							
					Filing Date		July 24, 2003						
INFORMATION DISCLOSURE					First Named Invento	Dhanoa							
STATEMENT BY APPLICANT					Group Art Unit	1614							
					Examiner Name	Not Yet Assigned							
(use as many sheets as necessary)					Attorney Docket Number 24591-501								
			-	U.S	. PATENT DOCUMENTS		-						
Exam Initials	Cite No.	U.S. Patent Document No.	Issue Date	Nai	me of Patentee(s) or Appl					Filing Date If Appropriate			
	<u> </u>												
	<u> </u>								<u> </u>				
U.S. PUBLISHED APPLICATION DOCUMENTS Exam Cite U.S. Published Published Name of Patentee(s) or Applicant(s) Class Sub Filing Date													
Initials	No.	Application No. Date			ne or ratemestay or Appr	Olass	Class	Ĭf					
				-					Арр	ropriate			
		•		FORE	GN PATENT DOCUMEN	TS							
Exam Initials	Cite No.	1			of Patentee(s) or Applicar	Date of Publication		Translation Yes No					
-				· · · · · · · · · ·									
							-						
		ТО	HER PRIOF	ART -	NON PATENT LITERATU	JRE DOCUME	NTS						
Exam Initials	Cite No.												
	C31	Database Caplus on STN, Accession Number 1999:783937, Castelhano, et al., WO/99/62518 A1, CADUE PHARMACEUTICALS CORP. (1999).											
	C32	Database Caplus on STN Accession Number 2000:806616, Hongath, et al., 6.147-085, NEUROGEN											
	C33												
													
	<u> </u>												
A copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No, filed, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).													
	pc	and arrotonal ap	p				T						
Examiner Signature						Date Considered							
						L							

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.